



PATENT
Attorney Docket No. 07553.0030 (formerly 07363.0010)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)
U.S. Patent No.: 5,792,261)
Inventor: Kiichi HAMA et al.)
Issued: August 11, 1998)
Serial No.: 09/478,370)
Filed: February 16, 2000)
For: PLASMA PROCESS)
APPARATUS)

Group Art Unit: 1763

Examiner: L. Alejandro Mulero

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

SUPPLEMENTAL DECLARATION UNDER 37 C.F.R. § 1.175

We, KIICHI HAMA, JIRO HATA, and TOSHIKI HONGO hereby declare that:

1. Our residences, post office addresses and citizenship are as stated below under our respective names.
2. We believe we are the original, first and sole inventors of the subject matter that is claimed in U.S. Patent No. 5,792,261.
3. Each of us made a contribution, individually or jointly, to the subject matter of at least one claim of this reissue application.

4. We have reviewed and understand the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration.

5. We acknowledge the duty to disclose information that is material to the examination of this reissue application in accordance with Title 37, Code of Federal Regulations, § 1.56.

6. The issue date of U.S. Patent No. 5,792,261, is less than two years prior to the filing date of this reissue application.

7. We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign applications for patent or inventor's certificate or of any PCT international applications designating at least one country other than the United States of America listed below and have also identified below any foreign applications for patent or inventor's certificate or any PCT international applications designating at least one country other than the United States of America filed by us on the same subject matter having a filing date before that of the applications of which priority is claimed.

| Country (if PCT indicate PCT) | Application Number | Date of Filing | Priority Claimed Under 35 U.S.C. § 119 |
|----------------------------------|-----------------------|-------------------|---|
| Japan | 5-343871 | December 17, 1993 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Japan | 6-076717 | March 23, 1994 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Japan | 6-076727 | March 23, 1994 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

8. We believe the original patent to be wholly or partly inoperative or invalid by reason of the patentee claiming more or less than the patentee had the right to claim in the patent.

9. The following is at least one error on which we rely to support the reissue application (*i.e.*, the basis for the reissue): claim 1 of the issued patent does not recite a seat arranged on a window plate and supporting a coil, wherein a passage through which coolant is circulated is formed on the seat. The absence of this feature results in the patent claiming more than we had the right to claim, rendering the patent partly inoperative because the claim might read on the prior art.

10. All errors being corrected in the reissue application up to the time of filing the present Declaration arose without any deceptive intention on our part.

11. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Kiichi Hama
Kiichi HAMA

Date: May 6, 2004

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Jiro HATA
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Date: May 6, 2004

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PATENT
Customer No. 22,852
Attorney Docket No. 07553.0030

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| U.S. Patent 5,792,261 |) | Group Art Unit: 1763 |
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| Reissue Application No.: 09/478,370 |) | Examiner: L. Alejandro Mulero |
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| Filed: February 16, 2000 |) | |
| |) | |
| For: PLASMA PROCESS APPARATUS |) | |

BOX REISSUE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**SURRENDER OF ORIGINAL LETTERS PATENT
AND SUBMISSION OF SUPPLEMENTAL DECLARATION UNDER 37 C.F.R. § 1.175**

We, Kiichi HAMA, Jiro HATA, and Toshiaki HONGO, the original, joint inventors of United States Patent No. 5,792,261, granted on August 11, 1998, and for which a reissue patent is sought, by our undersigned representative authorized to sign on our behalf, hereby surrender the original Letters Patent U.S. 5,792,261.

Pursuant to 37 C.F.R. § 1.178, the Letters Patent is being surrendered since an indication by the Examiner that the subject reissue application is otherwise in condition for allowance was made in a telephone interview on April 13, 2004.


Reissue applicants also submit herewith a Supplemental Declaration under 37 C.F.R. § 1.175.

In view of the surrender of the original Letters Patent and submission of the Supplemental Declaration, applicants submit that all formal matters are complete and respectfully request issuance of a prompt Notice of Allowance.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: May 13, 2004

By: 

James W. Edmondson
Reg. No. 33,871